

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**BULLEID**Serial No. **09/380,377**Filed: **September 16, 1999**Title: **PROCOLLAGEN ASSEMBLY**Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Atty Dkt. **39-189**

C#/M#

Group Art Unit: **1632**Examiner: **Woitach, J.**Date: **February 14, 2000****FEB 16 2000**

TECH CENTER 1600/2900

**RESPONSE TO NOTICE TO COMPLY**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Fees are attached as calculated below:**

Total effective claims after amendment	0	minus highest number	
previously paid for	20	(at least 20) =	0 x \$ 18.00
			\$ 0.00
Independent claims after amendment	0	minus highest number	
previously paid for	3	(at least 3) =	0 x \$ 78.00
			\$ 0.00
If proper multiple dependent claims now added for first time, add \$260.00 (ignore improper)			\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00 /1 month; \$380.00/2 months; \$870.00/3 months)			\$ 0.00
Terminal disclaimer enclosed, add \$110.00			\$ 0.00
First submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$760.00)			\$ 0.00
Second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$ 760.00 )			\$ 0.00
<input type="checkbox"/> Please enter the previously unentered		filed	

**SUBTOTAL \$ 0.00**

If "small entity," then enter half (1/2) of subtotal and subtract  
☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$240.00) \$ 0.00

Assignment Recording Fee ( \$40.00 ) \$ 0.00

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
MJW:tat

**NIXON & VANDERHYE P.C.**

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson**FEB 16 2000**

TECH CENTER 1600/2900

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: \_\_\_\_\_

**Applicant Must Provide:**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

PatentIn Software Program Support

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**PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR REPLY**

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In re PATENT APPLICATION OF

BULLEID

Atty. Ref.: 39-189

Serial No.: 09/380,377

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Filed: September 16, 1999

Examiner: Woitach, J.

For: **PROCOLLAGEN ASSEMBLY**



\* \* \* \* \*

February 14, 2000

RESPONSE TO NOTICE TO COMPLY

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

FEB 16 2000

Sir:

TECH CENTER 1000/2900

This is in response to the Notice to Comply dated  
January 12, 2000, in the above.

IN THE SPECIFICATION:

Before the Figures, insert the Sequence Listing submitted  
herewith.

REMARKS

Favorable consideration of this application and entry of the  
foregoing amendments are respectfully requested.

The specification has been amended to include the Sequence  
Listing submitted herewith on separate sheets. Entry of the  
Sequence Listing does not raise the issue of new matter as the

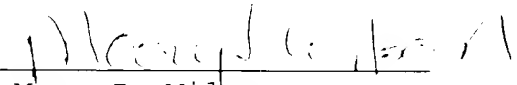
sequence information contained therein is presented in the application as originally filed. The computer readable copy of the Sequence Listing submitted herewith is the same as the attached paper copy of that Listing.

An early and favorable Action on the merits is requested.

Respectfully submitted,

**NIXON & VANDERHYE, P.C.**

By

  
Mary J. Wilson  
Reg. No. 32,955

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8<sup>th</sup> Floor  
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